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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

RANDY CARSON,)	CV 08-3077-PA
)	
Plaintiff,)	ORDER
)	
v.)	
)	
JACKSON COUNTY, et al.,)	
)	
Defendants.)	
-----)	

PANNER, Judge.

On May 11, 2009, Magistrate Judge Clarke filed his Report and Recommendation (docket # 15), which recommended dismissal of the state law negligence claim against Jackson County, Connie Helm, and Elizabeth Jacobsen because Plaintiff Randy Carson voluntarily abandoned his 42 U.S.C. § 1983 allegations, thereby defeating any supplemental federal jurisdiction. The matter is now before me pursuant to 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). Although no objections have been timely filed, this court still must review the legal principles *de novo*. See Lorin Corp. v Goto & Co., Ltd., 700 F.2d 1202, 1206 (9th Cir. 1983) (absence of objection does not relieve "district court of

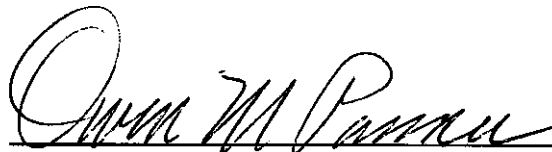
its obligation . . . to decide for itself whether the Magistrate's report is correct"). I find no error.

Conclusion

Magistrate Judge Clarke's Report and Recommendation (docket # 15) is adopted. The state claims against Jackson County, Connie Helm, and Elizabeth Jacobsen are dismissed, without prejudice for lack of subject matter jurisdiction.

IT IS SO ORDERED.

DATED this 15 day of May, 2009.



Owen M. Panher
United States District Judge